

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the joint requests for Commission)
approval of interconnection agreements and)
amendments.)
_____)

At the April 28, 2017 meeting of the Michigan Public Service Commission in Lansing,
Michigan.

PRESENT: Hon. Sally A. Talberg, Chairman
 Hon. Norman J. Saari, Commissioner
 Hon. Rachael A. Eubanks, Commissioner

ORDER

The following parties have filed joint applications for approval of interconnection agreements
or amendments to an interconnection agreement:

Case No. U-14964	AT&T Michigan and Ymax Communications Corp. Application filed April 6, 2017, for approval of a third amendment to the interconnection agreement (adds terms and conditions to modify existing procedures for calculating Percent Local Usage Factors between the parties).
Case No. U-16505	AT&T Michigan and Granite Telecommunications, LLC Application filed April 17, 2017, for approval of a second amendment to the interconnection agreement (adds terms and conditions to implement (1) the Lifeline and Link-Up Reform and Modernization et al., WC Docket No. 11-42 et al., Second Report and Order, FCC 15-71, released June 22, 2015, and (2) the Connect America Fund et al., WC Docket No. 10-90 et al., Report and Order, FCC 11-161, issued November 18, 2011, and FCC 11-189, amended on December 23, 2011; replaces OS/DA language and rates; and revises the electronic notification and expiration language).

- Case No. U-17112 AT&T Michigan and CynergyComm.net, Inc.
Application filed April 6, 2017, for approval of a third amendment to the interconnection agreement (adds terms and conditions to modify existing procedures for calculating Percent Local Usage Factors between the parties).
- Case No. U-17112 AT&T Michigan and CynergyComm.net, Inc.
Application filed April 11, 2017, for approval of a fourth amendment to the interconnection agreement (adds terms and conditions to implement (1) the Connect America Fund et al., WC Docket No. 10-90 et al., Report and Order, FCC 11-161, issued November 18, 2011, and FCC 11-189, amended on December 23, 2011, and (2) the Petition of US Telecom for Forbearance Pursuant to 47 USC 160(c) from Enforcement of Obsolete ILEC Legacy Regulations That Inhibit Deployment of Next-Generation Networks, WC Docket No. 14-192, released December 28, 2015; replaces the OS/DA language and rates; and revises the expiration language).
- Case No. U-18363 Pigeon Telephone Company and Charter Fiberlink – Michigan, LLC
Application filed April 4, 2017, and amended application filed April 7, 2017, for approval of an interconnection agreement.

47 USC 252(e)(2) and (3) provides in part:

- (2) The State commission may only reject
 - (A) an agreement (or any portion thereof) adopted by negotiation under subsection (a) of this section if it finds that--
 - (i) the agreement (or portion thereof) discriminates against a telecommunications carrier not a party to the agreement; or
 - (ii) the implementation of such agreement or portion is not consistent with the public interest, convenience, and necessity; . . .
- (3) Notwithstanding paragraph (2), but subject to section 253 of this title, nothing in this section shall prohibit a State commission from establishing or enforcing other requirements of State law in its review of an agreement, including requiring compliance with intrastate telecommunications service quality standards or requirements.

After reviewing the applications, the Commission finds that they should be approved. The Commission finds that the agreements and amendments are consistent with federal and state law and are in the public interest. Under 47 USC 252(i) and MCL 484.2359(2), the services provided

under the agreements shall be made available to other telecommunications carriers upon the same terms and conditions.

THEREFORE, IT IS ORDERED that:

A. The interconnection agreements and amendments listed above are approved.

B. Approval of the interconnection agreements and amendments does not alter the duty of the parties to comply with relevant federal and state law and past and future Commission orders and rules.

The Commission reserves jurisdiction and may issue further orders as necessary.

Any party aggrieved by this order may file an action in the appropriate federal District Court under 47 USC 252(e)(6). To comply with the requirement to notify the Commission of an appeal, appellants shall send required notices to both the Commission's Executive Secretary and to the Commission's Legal Counsel. Electronic notifications should be sent to the Executive Secretary at mpscedockets@michigan.gov and to the Michigan Department of the Attorney General - Public Service Division at pungpl@michigan.gov. In lieu of electronic submissions, paper copies of such notifications may be sent to the Executive Secretary and the Attorney General - Public Service Division at 7109 W. Saginaw Hwy, Lansing, MI 48917.

MICHIGAN PUBLIC SERVICE COMMISSION

Sally A. Talberg, Chairman

Norman J. Saari, Commissioner

Rachael A. Eubanks, Commissioner

By its action of April 28, 2017.

Kavita Kale, Executive Secretary